

Attorney Docket No. 129843-1022  
Customer No. 60148

PETITION FOR EXTENSION  
Application No. 09/970,389

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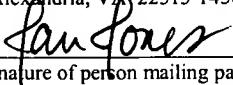


## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Certificate of Mailing under 37 CFR §1.8  
Date of Deposit: November 30, 2009

I, Jan Jones, hereby certify that this paper (along with any papers and fees referred to as being attached or enclosed or actually enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope, with sufficient postage, on the date indicated above, addressed to:

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COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
Alexandria, VA 22313-1450

  
\_\_\_\_\_  
Signature of person mailing paper

In re Application of: Donald J. Merkley et al.  
Application No.: 09/970,389  
Filing Date: October 2, 2001  
Group Art Unit: 1791  
Examiner: Mark Halpern  
Confirmation No.: 9683  
For: Method and Apparatus for Reducing Impurities in Cellulose Fibers for Manufacture of Fiber Reinforced Cement Composite Materials

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### PETITION FOR THREE-MONTH EXTENSION OF TIME UNDER 37 CFR 1.136 TO RESPOND TO OFFICE ACTION MAILED MAY 29, 2009

Dear Sir:

12/04/2009 SDENB0B3 00000076 09970309

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1110.00 OP

Applicants respectfully request a three-month extension of time to respond to the Office Action mailed on May 29, 2009. The Office Action established a three-month shortened

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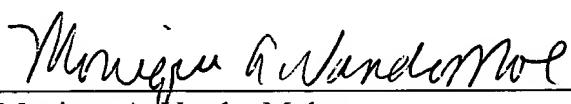
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statutory time period to respond. As such, the three-month shortened statutory time to respond was August 29, 2009. If this petition for a three-month extension of time is granted, the response will be due on Monday, November 30, 2009, since November 29, 2009 falls on a weekend.

As stated in the Transmittal Letter, the extension fees under 37 CFR 1.17(a)(3) are being paid with the enclosed Credit Card (Form PTO-2038) authorizing payment in the amount of \$1,110.00. No additional fees are believed to be due at this time. To the extent that any further fees, whatsoever, are required at any time during prosecution of this application, including petition and extension fees, the Commissioner is hereby authorized to charge payment of any additional fees, including any under 37 C.F.R. § 1.16 or 37 C.F.R. § 1.17, to Deposit Account No. 07-0153 and reference Attorney Docket No. 129843-1022. Please credit any overpayments to this same Deposit Account.

**Please direct all correspondence to the practitioner listed below at Customer No.  
60148.**

Respectfully submitted,

  
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Monique A. Vander Molen  
Registration No. 53,716

Dated: November 30, 2009